

Goa, 30th November, 1967 (Agrahayana 9, 1889)

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GOVERNMENT GAZETTE

BOLETIM OFICIAL

GOVERNMENT OF GOA, DAMAN AND DIU

Special Department

Corrigendum

OSD/RRVS/39/66

In the Notification dated 4th July, 1967 published in the Government Gazette Series I, No. 16 dated 20th July, 1967

- (i) At page 103, in line 5, of part V para 14 for the word «irrespective» read «respective».
- (ii) At page 106
 - (a) after line 36 relating to serial number 13 insert 14. Statistics Officer, General Statistics Department 1»
 - (b) in line 37 omit «9» occurring before the heading «Schedule II».

D. V. Sawant, Deputy Secretary (Appointments).

Panjim, 23rd November, 1967.

Industries and Power Department

Notification

I&L/1545/66/2849

The following draft of the rules which are proposed to be made by the Administrator of Goa, Damman and Diu, in exercise of the powers conferred on him by sub-section (1) and clauses (h) to (j) of sub-section (2) of section 52 of the Inland Steam Vessels Act, 1917, as extended to the Union Territory of Goa, Damman and Diu, is hereby prepublished in accordance with section 74(1) of the said Act. Any suggestions with regard to the draft rules may please be communicated to the undersigned within one month from the date of the publication hereof for consideration and issue of necessary Rules. Any communication re-

ceived thereafter shall not be taken into consideration.

1. Short title: (i) These rules may be called the Inland Steam Vessels (Motor Navigation) Rules, 1967;
- (ii) They shall come into force at once.
2. No Inland Steam Vessel shall proceed on a voyage, if she is unsafe by reason of the defective condition of her hull, equipment or machinery or by reason of overloading or improper loading or excessive tow load.
3. Every person who sends or attempts to send an Inland Steam Vessel on any voyage or service in such an unsafe state that the life of any person is likely to be thereby endangered shall, unless he proves that he used all reasonable means to ensure her being sent on the voyage or service in an unsafe state or that her going on the voyage or service in such an unsafe state was under the circumstances reasonable and justifiable shall be an offence under these rules.
4. An Inland Steam Vessel is said to be unsafe within the meaning of these rules when the material of which she is made, her construction, the qualifications of the master and driver, the number, description and qualifications of the crew, the weight, description and stowage of the cargo and blast, the condition of the hull and equipment, boilers and machinery, are not such as to render her in every respect fit for a proposed voyage or service.

5. Masters and serangs must use their discretion in towing crafts alongside or astern of their vessels and must be guided by conditions of weather, traffic and width of the waterways.

6. In every case when an Inland Steam Vessel meets another in narrow waters both vessels shall ease down and pass at a dead slow speed. When two Inland Steam Vessels are proceeding in the same direction, subject to circumstances permitting, the overtaking vessel shall indicate its desire to overtake the other vessel by giving one long blast on her whistle. The vessel being overtaken shall then, subject to circums-

tances permitting, shall steer clear from the channel and indicate such alteration by appropriate signals on her whistle.

7. When navigating in narrow rivers, canals, where a backwash is likely to be set up sufficient cause undue erosion or damage in the river bank, Inland Steam Vessels shall proceed at a reduced speed, and observe extreme care and caution.

8. Inland Steam Vessels shall not go alongside any bunds (except at authorised loading points) unless required due to emergency for safety of life and property.

9. When passing places where small crafts are engaged in fishing, Inland Steam Vessels shall proceed at such reduced speeds, as to prevent damage being done to the small craft or life on board.

10. The speed of Inland Steam Vessels shall be reduced when approaching ferry crossings and shall proceed with great caution giving right of way to such ferries.

11. The masters of Inland Steam Vessels whilst navigating, in the approaches to or under bridges, across the rivers, canals or creeks shall, proceed at such a speed that they are able to stop the vessel within its own length.

12. All Inland Steam Vessels when navigating between the approaches to Aguada Bar and Panaji jetty shall, in view of the narrow channels and limited room for manouevring, give the right of way to all coastal passenger vessels.

13. Any owner, agent, master or serang, committing the breach of any of these rules shall be punishable with imprisonment for a term which may extend to six months or a fine of Rs. 500/- or with both.

By order and in the name of the Administrator of Goa, Daman and Diu.

S. R. Shinde, Under Secretary, Industries and Labour Department.

Panaji, 23rd November, 1967.

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Labour and Information Department

ORDER

LC/43-CM/67/1

The following Notification from the Government of India, Ministry of Labour, Employment and Rehabilitation, New Delhi amending the Coal Mines Regulations, 1957 is hereby republished for information of all concerned.

By order and in the name of the Administrator of Goa, Daman and Diu.

B. Ram, Secretary, Industries and Labour Department.

Panaji, 22nd November, 1967.

Notification

1/3/67-MIAM

Dated 5th September, 1967

G. S. R.—The following draft of regulations further to amend the Coal Mines Regulations, 1957, which the Central Government proposes to make in exercise of the powers conferred by Section 57 of the Mines Act 1952 (35 of 1952), is published for the information of all persons likely to be affected thereby, as required by sub-section (1) of section 59 of the said Act, and notice is hereby given that the said draft will be taken into consideration on or after the 10th December, 1967.

Any objections or suggestions which may be received from any person with respect to the said draft before the date so specified will be considered by the Central Government.

DRAFT REGULATIONS

1. These regulations may be called the Coal Mines (Amendment) Regulations, 1967.

2. In sub-regulation (1) of regulation 27 of the Coal Mines Regulations, 1957, to clause (a) the following proviso shall be added, namely:—

«Provided that, where as a result of such medical examination, the qualified medical practitioner is of opinion that the holder of a certificate is likely to develop an infirmity which may interfere with the efficient discharge of his duties within a period of five years from the date of such examination, he may recommend that the said holder may be examined and certified again after such period as the qualified medical practitioner may specify, and such recommendation shall be included in the endorsement made on the certificate».

J. D. TEWARI
Under Secretary.

ORDER

LC/43-CM/67/3

The following Notification from the Government of India, Ministry of Labour, Employment and Rehabilitation, New Delhi amending the Coal Mines Regulations, 1957 is hereby republished for information of all concerned.

By order and in the name of the Administrator of Goa, Daman and Diu.

B. Ram, Secretary, Industries and Labour Department.

Panaji, 22nd November, 1967.

Notification

1/21/67-MI

Dated 23rd September, 1967

G. S. R.—The following draft of regulations further to amend the Coal Mines Regulations, 1957, which the Central Government proposes to make in exercise of the powers conferred by section 57 of the

Mines Act, 1952 (35 of 1952), is published for the information of all persons likely to be affected thereby, as required by sub-section (1) of section 59 of the said Act; and notice is hereby given that the said draft will be taken into consideration on or after the 1st January, 1968.

Any objection or suggestion which may be received from any person with respect to the said draft before the date so specified will be considered by the Central Government.

DRAFT REGULATIONS

1. (1) These regulations may be called the Coal Mines (Amendment) Regulations, 1967.

2. In sub-regulation (2) of regulation 12 of the Coal Mines Regulations, 1957, for clauses (f) and (g), the following clauses shall be substituted, namely:—

(f) winding engineman's I class certificate (in these regulations referred to as I class engine-driver's certificate) to drive a winding engine of any type or class or of such type or class or types or classes as may be specified in the certificate;

(g) winding engineman's II class certificate (in these regulations referred to as II class engine-driver's certificate) to drive a winding engine or any type or class or of such type or class or types or classes as may be specified in the certificate;».

J. D. TEWARI
Under Secretary.

ORDER

LC/43-CM/67/2

The following Notification from the Government of India, Ministry of Labour, Employment and Rehabilitation, New Delhi amending the Coal Mines Regulations, 1957 is hereby republished for information of all concerned.

By order and in the name of the Administrator of Goa, Daman and Diu.

B. Ram, Secretary, Industries and Labour Department.

Panaji, 22nd November, 1967.

Notification

1/41/66-MI

Dated 30th September, 1967

G. S. R.—The following draft of certain regulations to amend the Coal Mines Regulations, 1957, which the Central Government proposes to make, in exercise of the powers conferred by section 57 of the Mines Act, 1952 (35 of 1952) is published as required by sub-section (1) of section 59 of the said Act, for the information of all persons likely to be affected hereby; and notice is hereby given that the said draft will be taken into consideration on or after the 15th January, 1968.

Any objections or suggestions which may be received from any person with respect to the said

draft before the date so specified will be considered by the Central Government.

DRAFT REGULATIONS

1. (1) These regulations may be called the Coal Mines (Amendment) Regulations, 1967.

(2) They shall come into force at once.

2. In the Coal Mines Regulations, 1957, for regulation 11, the following regulation shall be substituted, namely:—

11. Board of Mining Examinations.—(1) For the purposes of these regulations, there shall be constituted a Board of Mining Examinations, hereinafter referred to as «the Board».

(2) The Board shall consist of the Chief Inspector, who shall be its Chairman ex-officio, and

(a) four members possessing technical qualifications and practical experience in coal mines; and

(b) one member possessing technical qualifications in mining and serving in an institution imparting education in mining engineering at the degree or equivalent level.

to be appointed by the Central Government.

(3) Every member (other than the Chairman) of the Board shall hold Office for a period of three years from the date of the notification appointing him a member of the Board or until his successor is appointed and takes charge, whichever is later:

Provided that,—

(i) a member may at any time resign his Office;

(ii) a member appointed under clause (b) of sub-regulation (2) shall cease to hold Office upon his ceasing to serve in any such institution as is referred to in that clause;

(iii) a person appointed to fill a vacancy caused by reason of the death, resignation, or by reason of cessor of office under sub-clause (ii), of a member, shall hold office for the remaining period for which such member would have, but for such reason, continued as member.

(4) A person who holds, or who has held office as member of the Board shall, subject to the other provisions of this regulation, be eligible for re-appointment to that Office.

(5) A member of the Board (other than the Chairman) shall receive such remuneration as the Central Government may fix.

(6) An Inspector nominated in this behalf by the Chief Inspector shall act as the Secretary to the Board.

(7) No act or proceeding of the Board shall be invalidated merely by reason of any vacancy or other defect in its constitution.

(8) Notwithstanding anything contained in this regulation, the Central Government may, if satisfied that it is necessary so to do in the public interest, re-constitute the Board even though the term of office of all or any of the members thereof has not come to an end.

J. D. TEWARI
Under Secretary.

ORDER

LC/1/67

The following Notification from the Government of India, Ministry of Labour, Employment and Rehabilitation, New Delhi, is hereby republished for the information of all concerned.

By order and in the name of the Administrator of Goa, Daman and Diu.

B. Ram, Secretary, Industries and Labour Department.

Panaji, 22nd November, 1967.

Notification

Date: 21st October, 1967

G. S. R. — The following draft of rules further to amend the Industrial Disputes (Central) Rules, 1957, which the Central Government proposes to make, in exercise of the powers conferred by section 38 of the Industrial Disputes Act, 1947 (14 of 1947), is hereby published as required by sub-section (1) of the said section, for the information of all persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration on or after the 31st December, 1967.

Any objections or suggestions which may be received from any person with respect to the said draft before the date so specified will be considered by the Central Government.

DRAFT RULES

1. (1) These rules may be called the Industrial Disputes (Central) (Third Amendment) Rules, 1967.

(2) They shall come into force at once.

2. In rule 10-B of the Industrial Disputes (Central) Rules, 1957, —

(a) after the proviso to sub-rule (1), the following proviso shall be inserted, namely: —

«Provided also that where the Labour Court, Tribunal or National Tribunal, as the case may be, considers it necessary so to do for reasons to be recorded in

writing, it may proceed with the hearing without waiting for the written statement.»;

(b) after the second proviso to sub-rule (2), the following proviso shall be inserted, namely: —

«Provided further that where the Labour Court Tribunal or National Tribunal, as the case may be, considers it necessary so to do for reasons to be recorded in writing, it may proceed with the hearing without waiting for the filing of such rejoinder.»

(F. No. 2/2/67-LRI-Am. III)

S. S. SAHASRANAMAN
Under Secretary

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Mormugao Port Trust

Notification

MPT/IGA/(E.986)/67

As required under Section 124(2) of the Major Port Trusts Act, 1963, the following amendment to the Mormugao Port Employees (Contributory Provident Fund Special Contribution) Regulations, 1966 adopted by the Board of Trustees is hereby published.

AMENDMENT

In the said Regulations for the existing clause (iii) (d) of Regulation 3, the following shall be substituted: —

“(d) if he has drawn at any time during the one year immediately preceding the date of quitting service an element of pay not covered by Clause (a) to (c) above whether in his substantive post as per clause (a) to (c) or in some other post (s), the pay as in clause (a) to (c) above, increased by one half of the excess, if any, of the monthly average of the total pay, personal pay and special pay admissible in the post or posts actually held (or which would have been held but for being on leave, foreign service) during that one year, over the pay as in clause (a) to (c) above.»

By order

Shivakumar Dhindaw
Secretary

Mormugao, 4th November, 1967.